

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1939

To amend the Emergency Food Assistance Act of 1983 to make funds available for the processing, packaging, and transportation of grower-donated commodities by private nonprofit organizations.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 1993

Mr. PAYNE of Virginia (for himself, Mr. LEWIS of Georgia, Mr. GOODLATTE, Mr. PENNY, and Mrs. CLAYTON) introduced the following bill; which was referred to the Committee on Agriculture

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## A BILL

To amend the Emergency Food Assistance Act of 1983 to make funds available for the processing, packaging, and transportation of grower-donated commodities by private nonprofit organizations.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Grower-Donated Com-  
5       modities Act of 1993”.

1 **SEC. 2. AVAILABILITY OF FUNDS FOR THE DISTRIBUTION**  
2 **OF GROWER-DONATED COMMODITIES.**

3 Section 204(a) of the Emergency Food Assistance  
4 Act of 1983 (7 U.S.C. 612c note) is amended—

5 (1) in paragraph (1)—

6 (A) by inserting “(A)” after “(1)”,

7 (B) in the second sentence by striking  
8 “Funds” and inserting the following:

9 “(B) Except as provided in paragraph (3), funds”,  
10 and

11 (C) in the last sentence by striking “States  
12 may also use funds provided” and inserting the  
13 following:

14 “(C) States may also use funds allocated”,

15 (2) in the first sentence of paragraph (2) by in-  
16 serting “under such paragraph” after “allocated”,

17 (3) by redesignating paragraphs (3) through  
18 (5) as paragraphs (4) through (6), respectively, and

19 (4) by inserting after paragraph (2) the follow-  
20 ing:

21 “(3)(A) Not less than \$2,000,000 of the funds appro-  
22 priated under paragraph (1)(A) for each fiscal year shall  
23 be made available to States for use by States and emer-  
24 gency feeding organizations to pay private nonprofit orga-  
25 nizations to process, to package, or to transport commod-

ities donated by growers for distribution by emergency feeding organizations.

“(B)(i) Except as provided in clause (ii), funds made available under subparagraph (A) shall be allocated among the States in the same proportion as provided for the allotment of additional commodities under section 214(f), except that each State shall be allocated not less than \$10,000 for each fiscal year.

“(ii) If for any fiscal year a State demonstrates that it would be impracticable to expend in accordance with subparagraph (A) the entire amount allocated under clause (i) to such State for such fiscal year, by showing that—

“(I) insufficient commodities are offered for distribution by growers;

“(II) emergency feeding organizations in such State do not wish to use the particular commodities so offered; or

“(III) processing, packaging, and transporting such commodities would not be cost-effective;

then the Secretary shall reallocate, among States that do not make the demonstration specified in this clause, the part of such amount the State demonstrates would be impracticable for it to so expend.”.

1 **SEC. 3. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

2 (a) EFFECTIVE DATE.—Except as provided in sub-  
3 section (b), this Act shall take effect on the date of the  
4 enactment of this Act.

5 (b) APPLICATION OF AMENDMENTS.—The amend-  
6 ments made by this Act shall not apply with respect to  
7 fiscal years beginning before the date of the enactment  
8 of this Act.

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